

<b>TRANSMITTAL LETTER TO THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US) CONCERNING A SUBMISSION UNDER 35 U.S.C. 371</b>		ATTORNEY'S DOCKET NUMBER 09867/0201851-US0
INTERNATIONAL APPLICATION NO. PCT/JP2004/010979		U.S. APPLICATION NO. (If known, see 37 CFR 1.5) 10/510,188
INTERNATIONAL FILING DATE 26 July 2004	PRIORITY DATE CLAIMED 29 July 2003	
TITLE OF INVENTION    REMOTE CONTROL TOY SYSTEM AND DRIVING DEVICE THEREOF		
APPLICANT(S) FOR DO/EO/US    Kazuyuki Saeki		
Applicant herewith submits to the United States Designated/Elected Office (DO/EO/US) the following items and other information:		
1. <input type="checkbox"/> This is a <b>FIRST</b> submission of items concerning a submission under 35 U.S.C. 371.		
2. <input checked="" type="checkbox"/> This is a <b>SECOND</b> or <b>SUBSEQUENT</b> submission of items concerning a submission under 35 U.S.C. 371.		
3. <input type="checkbox"/> This is an express request to begin national examination procedures (35 U.S.C. 371 (f)). The submission must include items (5), (6), (9) and (21) indicated below.		
4. <input type="checkbox"/> The US has been elected (Article 31).		
5. <input type="checkbox"/> A copy of the International Application as filed (35 U.S.C. 371 (c)(2))		
a. <input type="checkbox"/> is attached hereto (required only if not communicated by the International Bureau).		
b. <input type="checkbox"/> has been communicated by the International Bureau.		
c. <input type="checkbox"/> is not required, as the application was filed in the United States Receiving Office (RO/US).		
6. <input type="checkbox"/> An English language translation of the International Application as filed (35 U.S.C. 371 (c)(2)).		
a. <input type="checkbox"/> is attached hereto.		
b. <input type="checkbox"/> has been previously submitted under 35 U.S.C. 154(d)(4).		
7. <input type="checkbox"/> Amendments to the claims of the International Application under PCT Article 19 (35 U.S.C. 371 (c)(3))		
a. <input type="checkbox"/> are attached hereto (required only if not communicated by the International Bureau).		
b. <input type="checkbox"/> have been communicated by the International Bureau.		
c. <input type="checkbox"/> have not been made; however, the time limit for making such amendments has NOT expired.		
d. <input type="checkbox"/> have not been made and will not be made.		
8. <input type="checkbox"/> An English language translation of the amendments to the claims under PCT Article 19 (35 U.S.C. 371 (c)(3)).		
9. <input checked="" type="checkbox"/> An oath or declaration of the inventor(s) (35 U.S.C. 371 (c)(4)).		
10. <input type="checkbox"/> An English language translation of the annexes to the International Preliminary Examination Report under PCT Article 36 (35 U.S.C. 371 (c)(5)).		
<b>Items 11 to 20 below concern document(s) or information included:</b>		
11. <input type="checkbox"/> An Information Disclosure Statement under 37 CFR 1.97 and 1.98.		
12. <input checked="" type="checkbox"/> An assignment document for recording. A separate cover sheet in compliance with 37 CFR 3.28 and 3.31 is included.		
13. <input type="checkbox"/> A preliminary amendment.		
14. <input type="checkbox"/> An Application Data Sheet under 37 CFR 1.76.		
15. <input type="checkbox"/> A substitute specification.		
16. <input type="checkbox"/> A power of attorney and/or change of address letter.		
17. <input type="checkbox"/> A computer-readable form of the sequence listing in accordance with PCT Rule 13ter.2 and 37 CFR 1.821 - 1.825.		
18. <input type="checkbox"/> A second copy of the published International Application under 35 U.S.C. 154(d)(4).		
19. <input type="checkbox"/> A second copy of the English language translation of the International Application under 35 U.S.C. 154(d)(4).		
20. <input checked="" type="checkbox"/> Other items or information: Certificate of Express Mailing Under 37 CFR 1.10; Check in the amount of \$40.00; Return Receipt Postcard		

U. S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

U.S. APPLICATION NO. (if known, see 37 CFR 1.5) <div style="text-align: center; font-weight: bold;">10/510,188</div>	INTERNATIONAL APPLICATION NO. <div style="text-align: center; font-weight: bold;">PCT/JP2004/010979</div>	ATTORNEY'S DOCKET NUMBER <div style="text-align: center; font-weight: bold;">09867/0201851-USO</div>
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21. ☒ The following fees are submitted:

**BASIC NATIONAL FEE (37 CFR 1.492 (a) (1) – (5)):**  
 Neither International preliminary examination fee (37 CFR 1.482) nor International search fee (37 CFR 1.445(a)(2)) paid to USPTO and International Search Report not prepared by the EPO or JPO ..... **\$1110.00**

International preliminary examination fee (37 CFR 1.482) not paid to USPTO but International Search Report prepared by the EPO or JPO ..... **\$950.00**

International preliminary examination fee (37 CFR 1.482) not paid to USPTO but international search fee (37 CFR 1.445(a)(2)) paid to USPTO ..... **\$790.00**

International preliminary examination fee (37 CFR 1.482) paid to USPTO but all claims did not satisfy provisions of PCT Article 33(1)-(4). ..... **\$750.00**

International preliminary examination fee (37 CFR 1.482) paid to USPTO and all claims satisfied provisions of PCT Article 33(1)-(4). ..... **\$100.00**

**ENTER APPROPRIATE BASIC FEE AMOUNT =**

Surcharge of **\$130.00** for furnishing the oath or declaration later than 30 months from the earliest claimed priority date (37 CFR 1.492 (e)).

CLAIMS	NUMBER FILED	NUMBER EXTRA	RATE	
Total claims	-20 =		x	\$
Independent claims	-3 =		x	\$
MULTIPLE DEPENDENT CLAIM(s) (if applicable)				+
<b>TOTAL OF ABOVE CALCULATIONS =</b>				\$ 0.00
<input type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27. The fees indicated above are reduced by 1/2.				\$
<b>SUBTOTAL =</b>				\$ 0.00
Processing fee of <b>\$130.00</b> for furnishing the English translation later than 30 months from the earliest claimed priority date (37 CFR 1.492 (f)).				\$
<b>TOTAL NATIONAL FEE =</b>				\$ 0.00
Fee for recording the enclosed assignment (37 CFR 1.21 (h)). The assignment must be accompanied by an appropriate cover sheet (37 CFR 3.28, 3.31). <b>\$40.00</b> per property				+ \$ 40.00
<b>TOTAL FEES ENCLOSED =</b>				\$ 40.00
				Amount to be refunded: \$
				Amount to be charged: \$

**CALCULATIONS**     PTO USE ONLY

a. ☒ A check in the amount of \$ 40.00 to cover the above fees is enclosed.

b. ☐ Please charge my Deposit Account No. \_\_\_\_\_ in the amount of \$ \_\_\_\_\_ to cover the above fees. A duplicate copy of this sheet is enclosed.


c. ☒ The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Deposit Account No. 04-0100. A duplicate copy of this sheet is enclosed.

d. ☐ Fees are to be charged to a credit card. **WARNING:** Information on this form may become public. **Credit card information should not be included on this form.** Provide credit card information and authorization on PTO-2038.

**NOTE:** Where an appropriate time limit under 37 CFR 1.495 has not been met, a petition to revive (37 CFR 1.137 (a) or (b)) must be filed and granted to restore the application to pending status.

SEND ALL CORRESPONDENCE TO:  
 Joseph R. Robinson  
 DARBY & DARBY P.C.  
 P.O. Box 5257  
 New York, New York 10150-5257  
 (212) 527-7783

SIGNATURE:   
 NAME: Joseph R. Robinson

33,448  
 REGISTRATION NUMBER

CUSTOMER NUMBER: 07278

10/510188

Express Mail Label No.

Dated: \_\_\_\_\_

Docket No.: 09867/0201851-US0  
(PATENT)

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Patent Application of:  
Kazuyuki Saeki

Application No.: 10/510,188

Filed: September 30, 2004

For: REMOTE CONTROL TOY SYSTEM AND  
DRIVING DEVICE THEREOF

Confirmation No.: 6827

Art Unit: N/A

Examiner: Not Yet Assigned

**RESPONSE TO NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371  
IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)**

MS Missing Parts  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

In response to the Notification of Missing Requirements Under 35 U.S.C. 371 in the United States Designated/Elected Office (DO/EO/US) – Filing Date Granted mailed April 25, 2005, Applicant respectfully submits a copy of our Third Submission of items concerning a filing under 35 U.S.C. 371, including a copy of the Combined Declaration and Power of Attorney as previously submitted to the United States Receiving Office on November 18, 2004 and Part 2 Copy of Notice. Also enclosed is a stamped return receipt postcard.

Applicants respectfully request Acceptance of this application as of November 18, 2004.

The Commissioner is authorized to charge any deficiency of up to \$300.00 or credit any excess in this fee to Deposit Account No. 04-0100.

Dated: May 5, 2005

Respectfully submitted

By

Chris T. Mizumoto

Registration No.: 42,899

DARBY & DARBY P.C.

P.O. Box 5257

New York, New York 10150-5257

(212) 527-7700

(212) 527-7701 (Fax)

Attorneys/Agents For Applicant

Atty Docket No. 0986770201851-US0

Inventor: Kazuyuki Saeo

Appin: 10/510,188

Filed: Sep. 30, 2004

Title: REMOTE CONTROL TOY SYSTEM AND DRIVING  
DEVICE THEREOF

Documents:

Certificate of Express Mailing Under 37 CFR 1.10 (1 pg)  
Transmittal Letter PTO 1390 (2 pp) - 3<sup>rd</sup> submission  
Executed DEC/POA (3 pp); Recordation Form Cover Sheet (1 pg) w/  
Assignment (2 pp)  
Check No. 6776 in the amount of \$40.00  
Return Receipt Postcard



Via: Express Mail Airbill No.

EV382051225-U

Sender Initials: JRR/mch Date: November 18, 2004

LBP

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## Certificate of Express Mailing Under 37 CFR 1.10

I hereby certify that this correspondence is being deposited with the United States Postal Service as Express Mail, Airbill No. \_\_\_\_\_ in an envelope addressed to:

**CV382051225-US**

MS PCT  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

on November 18, 2004  
Date



Signature



Typed or printed name of person signing Certificate

Registration Number, if applicable

Telephone Number

Note: Each paper must have its own certificate of mailing, or this certificate must identify each submitted paper.

Transmittal Letter to the United States Designated-Elected Office (2 pp) –  
Third submission  
Executed Declaration and Power of Attorney (3 pp)  
Recordation Form Cover Sheet (1 pg) w/Assignment (2 pp)  
Check No. 6776 in the amount of \$40.00  
Return Receipt Postcard



## UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE  
United States Patent and Trademark Office  
Address: COMMISSIONER FOR PATENTS  
P.O. Box 1450  
Alexandria, Virginia 22313-1450  
www.uspto.gov

U.S. APPLICATION NUMBER NO.	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
10/510,188	Kazuyuki Saeki	096867/0201851-USO

INTERNATIONAL APPLICATION NO.

PCT/JP04/10979

LA. FILING DATE

PRIORITY DATE

07/26/2004

07278

DARBY &amp; DARBY P.C.

P. O. BOX 5257

NEW YORK, NY 10150-5257

Date: JUNE 25, 2005Declared on 5/4/05 by LIG forDeclared without file ☐

Attorney \_\_\_\_\_

CONFIRMATION NO. 6827

371 FORMALITIES LETTER



\*OC000000015817379\*

Date Mailed: 04/25/2005

11/25/2005

### NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495).

- Copy of the International Application filed on 09/30/2004
- Copy of the International Search Report filed on 09/30/2004
- Information Disclosure Statements filed on 10/05/2004
- U.S. Basic National Fees filed on 09/30/2004

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date.

**ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.**

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

*A copy of this notice **MUST** be returned with the response.*

DARRELL C COTTMAN

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Telephone: (703) 308-9140 EXT 203

PART 1 - ATTORNEY/APPLICANT COPY

U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
10/510,188	PCT/JP04/10979	096867/0201851-US0

FORM PCT/DO/EO/905 (371 Formalities Notice)

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Application No. (if known): 10/510,188

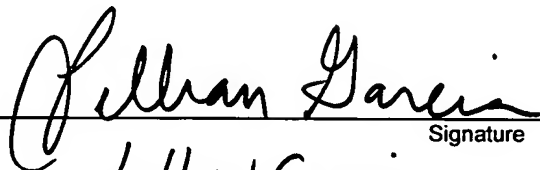
Attorney Docket No.: 09867/0201851-US0

## Certificate of Express Mailing Under 37 CFR 1.10

I hereby certify that this correspondence is being deposited with the United States Postal Service as Express Mail, Airbill No. 447561021-US in an envelope addressed to:

MS Missing Parts  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

on May 5, 2005  
Date

  
Signature

Lillian Garcia  
Typed or printed name of person signing Certificate

Registration Number, if applicable

Telephone Number

Note: Each paper must have its own certificate of mailing, or this certificate must identify each submitted paper.

Response to Notice to File Missing Parts of Application (2 pp);  
Copy of Notice (2 pp);  
Copy of Certificate of Express Mailing Under 37 CFR 1.10 (3rd submission) mailed November 18, 2004 (1 pg);  
Copy of PTO 1390 (3rd submission)(2 pp);  
Copy of Executed Declaration and Power of Attorney (3 pp);  
Copy of date stamped (November 18, 2004) return receipt postcard; and  
Return Receipt Postcard

**BEST AVAILABLE COPY**

Rec'd PCT/PTO 05 MAY 2005

Atty Docket No.: 09867/0201851-US0

Inventor: Kazuyuki Saeki

Appln: 10/510,188 Filed: Sep. 30, 2004

Title: REMOTE CONTROL TOY SYSTEM AND DRIVING  
DEVICE THEREOF

**Documents:**

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Assignment (2 pp)

Check No. 6776 in the amount of \$40.00

Return Receipt Postcard

Via: Express Mail: Airbill No. EV382051225-W  
Sender Initials: JRR/mch/Date: November 18, 2004  
LD BP

DARBY & DARBY, P.C. PATENT OFFICE ACCOUNT 805 THIRD AVENUE NEW YORK, NY 10022		1-8-210	6776
DATE <u>11-18-04</u>			
PAY TO THE ORDER OF	COMMISSIONER OF PATENTS & TRADEMARKS	\$	<u>40</u> <sup>00</sup> / <sub>100</sub>
<u>Forty</u>		DOLLARS	
citibank <sup>®</sup> CITIBANK, N.A. BR. #852 153 EAST 53RD STREET NEW YORK, NY 10043		The Citigroup Private Bank	
MEMO <u>510,188 / 0201851</u>		<u>Gabriella V. Kasari</u>	
⑆021000084⑆ 43348074⑆ 6776			

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